

Applicant(s)	Nikolich	<p style="text-align: center;"><u>AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111</u></p>
Serial No. FEB 02 2004	09/734,292	
Filing Date	December 11, 2000	
Group Art Unit	2611	
Examiner Name	Vivek Srivastava	
Confirmation Number	3710	
Attorney Docket No.	100.165US01	
Title: SUPPORTING MULTIPLE DATA CHANNELS IN A CABLE MODEM TERMINATION SYSTEM		

#10/B
W. J. J. J.
2/11/04

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

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FEB 09 2004

Technology Center 2600

Applicants have reviewed the Office Action originally mailed without a cover sheet (First Copy) and later mailed to applicants with a cover sheet on January 16, 2004 (Second Copy). Applicant contacted the Office and determined that the First Copy was mailed on July 28, 2003. Since the Second Copy did not make any reference to the First Copy, Applicant contacted the Examiner regarding whether the First Copy had been withdrawn. Applicant has received no response. Applicant has checked the PAIR system and it only indicates that the Office Action was mailed January 16, 2004. Thus, Applicant assumes that the First Copy of the Office Action was withdrawn since the First Copy was mailed without an indication of the mailing date. However, in the event that the Office takes the position that the Second Copy was not intended to withdraw the effect of the mailing date of the First Copy, this Amendment and Response is accompanied by a Petition, as well as the appropriate fee, to obtain a 3 month extension of the period for responding to the Office action, thereby moving the deadline for response to the First Copy from October 28, 2003 to January 28, 2004.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 10 of this paper.

02/05/2004 RMEBRANT 00000074 09734292

02 05:1202
 02 05:1201

54.00 OP
 258.00 OP

FEB 02 2004
 PATENT & TRADEMARK OFFICE

2611/8
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Applicant(s)	Nikolich	TRANSMITTAL FORM UNDER 37 CFR 1.8 (LARGE ENTITY)
Serial No.	09/734,292	
Confirmation No.	3710	
Filing Date	December 11, 2000	
Group Art Unit	2611	
Examiner Name	Vivek Srivastava	
Attorney Docket No.	100.165US01	
Title: SUPPORTING MULTIPLE DATA CHANNELS IN A CABLE MODEM TERMINATION SYSTEM		

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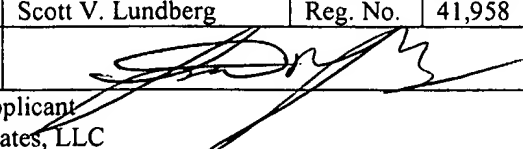
Enclosures							
Fee Calculation							
	Number of Claims	Number of Claims Previously Paid for		Extra Claims		Fee	Fee Paid
Total Claims	36	33	=	3	X	\$18	\$54.00
Independent Claims	9	6	=	3	X	\$86	\$258.00
Multiple Dependent Claims Presented					X	\$280	N/A
Total							\$312.00

The following documents are enclosed:

- ☒ Amendment and Response Under 37 CFR 1.111 (17 pgs.)
- ☒ Petition for Extension of Time (1 pg.)
- ☒ A Check in the amount of \$950.00 to cover the extension fee
- ☒ A Check in the amount of \$312.00 to cover the fee for additional claims.
- ☒ A return postcard.

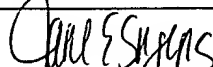
Please charge any additional fees or credit any overpayments to Deposit Account No. 502432.

CUSTOMER NO. 34206

Submitted By			
Name	Scott V. Lundberg	Reg. No.	41,958
Signature			Telephone (612) 332-4720
			Date January 28, 2004
Attorneys for Applicant Fogg and Associates, LLC P.O. Box 581339 Minneapolis, MN 55458-1339 T: 612-332-4720 F: 612-332-4731			

Certificate of Mailing

I certify that this correspondence, and the documents identified above, are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313 on January 28, 2004

Name	Jane E. Sagers	Signature	
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